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NOTICE OF ALLOWANCE AND FEE(S) DUE

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7590

06/26/2009

Straub & Pokotylo 788 Shrewsbury Avenue Tinton Falls, NJ 07724

EXAMINER				
LE, DEBBIE M				
ART UNIT	PAPER NUMBER			
2168				

DATE MAILED: 06/26/2009

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/614.736	06/30/2003	Georges R. Harik	GOOGLE-47	6223

TITLE OF INVENTION: SERVING ADVERTISEMENTS USING A SEARCH OF ADVERTISER WEB INFORMATION (GP-108-00-US)

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1510	\$300	\$0	\$1810	09/28/2009

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE DOES NOT REFLECT A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE IN THIS APPLICATION. IF AN ISSUE FEE HAS PREVIOUSLY BEEN PAID IN THIS APPLICATION (AS SHOWN ABOVE), THE RETURN OF PART B OF THIS FORM WILL BE CONSIDERED A REQUEST TO REAPPLY THE PREVIOUSLY PAID ISSUE FEE TOWARD THE ISSUE FEE NOW DUE.

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If the SMALL ENTITY is shown as NO:

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B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

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III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

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82402 Straub & Poko 788 Shrewsbury Tinton Falls, NJ	tylo Avenue	5/2009	I he Stat addi tran	reby certify that thi es Postal Service w	s Fee(of Mailing or Transn s) Transmittal is being ficient postage for first ISSUE FEE address a 1) 273-2885, on the da	deposited with the United class mail in an envelope above, or being facsimile te indicated below.
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							(Signature)
							(Date)
APPLICATION NO.	FILING DATE		FIRST NAMED INVENTOR		ATTO	RNEY DOCKET NO.	CONFIRMATION NO.
10/614,736 TITLE OF INVENTION	06/30/2003 : SERVING ADVERTIS	SEMENTS USING A SE	Georges R. Harik ARCH OF ADVERTISER	WEB INFORMAT		GOOGLE-47 P-108-00-US)	6223
APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE	FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1510	\$300	\$ 0		\$1810	09/28/2009
EXAM	INER	ART UNIT	CLASS-SUBCLASS]			
LE, DEI	BBIE M	2168	707-003000	J			
"Fee Address" ind. PTO/SB/47; Rev 03-0 Number is required. 3. ASSIGNEE NAME A PLEASE NOTE: Unl	ND RESIDENCE DATA ess an assignee is ident h in 37 CFR 3.11. Comp	"Indication form led. Use of a Customer A TO BE PRINTED ON lifted below, no assignee	(1) the names of up to or agents OR, alternative (2) the name of a single registered attorney or a 2 registered patent attolisted, no name will be THE PATENT (print or type data will appear on the patent as substitute for filing an (B) RESIDENCE: (CITY)	vely, e firm (having as a igent) and the name rneys or agents. If i printed. be) atent. If an assigne assignment.	memb es of up no nam	er a 2 p to le is 3	cument has been filed for
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	s SMALL ENTITY statt	us. See 37 CFR 1.27.	☐ b. Applicant is no long				
NOTE: The Issue Fee and interest as shown by the i	d Publication Fee (if requecords of the United Sta	uired) will not be accepte ites Patent and Trademark	ed from anyone other than t c Office.	he applicant; a regis	stered a	attorney or agent; or the	e assignee or other party in
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This collection of inform an application. Confident submitting the complete	ation is required by 37 C tiality is governed by 35 d application form to the	CFR 1.311. The information U.S.C. 122 and 37 CFR USPTO. Time will vary	on is required to obtain or r 1.14. This collection is est y depending upon the indi-	retain a benefit by the imated to take 12 n ridual case. Any control II.	ne publ ninutes mment	ic which is to file (and to complete, including s on the amount of time	by the USPTO to process) g gathering, preparing, and the you require to complete

this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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10/614,736	10/614,736 06/30/2003		Georges R. Harik	GOOGLE-47 (GP-108-00-US)	6223
82402 7590 06/26/2009		EXAMINER			
Straub & Pokotylo				LE, DEI	ВВІЕ М
788 Shrewsbury	Avenue			ART UNIT	PAPER NUMBER
Tinton Falls, NJ	07724			2168	
				DATE MAILED: 06/26/200	9

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)

(application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 40 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 40 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (http://pair.uspto.gov).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 or (571)-272-4200.

	Application No.	Applicant(s)		
	10/614,736	HARIK, GEORGES	EORGES R.	
Notice of Allowability	Examiner	Art Unit		
	DEBBIE M. LE	2168		
The MAILING DATE of this communication appear All claims being allowable, PROSECUTION ON THE MERITS IS herewith (or previously mailed), a Notice of Allowance (PTOL-85) NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT Report of the Office or upon petition by the applicant. See 37 CFR 1.313 1. ☑ This communication is responsive to 5/13/09.	(OR REMAINS) CLOSED or other appropriate comm IGHTS . This application is	in this application. If not includ nunication will be mailed in due	ed course. THIS	
2. ⊠ The allowed claim(s) is/are <u>2-12 and 23-43</u> .				
3. ☐ Acknowledgment is made of a claim for foreign priority under a) ☐ All b) ☐ Some* c) ☐ None of the: 1. ☐ Certified copies of the priority documents have 2. ☐ Certified copies of the priority documents have 3. ☐ Copies of the certified copies of the priority do International Bureau (PCT Rule 17.2(a)).	e been received. e been received in Applicati	on No	ation from the	
* Certified copies not received: Applicant has THREE MONTHS FROM THE "MAILING DATE" noted below. Failure to timely comply will result in ABANDONN THIS THREE-MONTH PERIOD IS NOT EXTENDABLE. 4. A SUBSTITUTE OATH OR DECLARATION must be subm	IENT of this application.			
INFORMAL PATENT APPLICATION (PTO-152) which gives 5. CORRECTED DRAWINGS (as "replacement sheets") mus (a) including changes required by the Notice of Draftspers 1) hereto or 2) to Paper No./Mail Date (b) including changes required by the attached Examiner's Paper No./Mail Date Identifying indicia such as the application number (see 37 CFR 1 each sheet. Replacement sheet(s) should be labeled as such in the deportance of the property of o	st be submitted. son's Patent Drawing Revie s Amendment / Comment of .84(c)) should be written on the header according to 37 Cosit of BIOLOGICAL MAT	ew (PTO-948) attached or in the Office action of the drawings in the front (not the FR 1.121(d).	•	
Attachment(s) 1. ☐ Notice of References Cited (PTO-892) 2. ☐ Notice of Draftperson's Patent Drawing Review (PTO-948) 3. ☑ Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date 5/13/09 4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material	6. ☐ Interview S Paper No 7. ☑ Examiner's	nformal Patent Application Gummary (PTO-413), ./Mail Date s Amendment/Comment s Statement of Reasons for Allo 	owance	

DETAILED ACTION

Continued Examination Under 37 CFR 1.114

A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on May 13, 2009 has been entered.

Information Disclosure Statement

The information disclosure statement (IDS) submitted on 5/13/09 have been considered by the examiner. See attached PTO-forms 1449.

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Len Linardakis on April 22, 2009.

This listing of claims replace all prior versions, and listing, of claims in the application:

Claim 1 (canceled)

Claim 2 (currently amended): The computer-implemented method of claim 10 wherein

the searchable data structure is an inverted index.

Claim 3 (currently amended): The computer-implemented method of claim 2 wherein

the inverted index includes entries, each entry including a term and one or more Web

page identifiers.

Claim 4 (currently amended): The <u>computer-implemented</u> method of claim 2 wherein

the inverted index includes entries, each entry including a term and one or more pairs,

each pair including a Web page identifier and a term count.

Claim 5 (currently amended): The computer-implemented method of claim 2 wherein

the inverted index includes entries, each entry including a term extracted from

advertiser Web pages and one or more Web page identifiers that identify advertiser

Web pages in which the term appears.

Claim 6 (currently amended): A <u>computer-implemented</u> method comprising:

a) accepting, with a computer system including at least one computer on a network, a search query;

- b) searching, with the computer system, using information from the search query, a searchable data structure including advertiser Web page information to generate advertisement search results;
- c) accepting, with the computer system, the advertisement search results; and
- d) retrieving, <u>with the computer system</u>, automatically, independent of end user acts, and responsive to the search query, at least one advertisement using at least a portion of the accepted advertisement search results,

wherein the at least one advertisement is retrieved from a set of advertiser information, the set of advertiser information including information identifying advertiser Web pages, and

wherein the searchable data structure <u>includes</u> [[including]] advertiser Web page information <u>that</u> is generated from information automatically extracted exclusively from the identified advertiser Web pages without the need for expressly entered advertiser entered targeting information.

Claim 7 (currently amended): The <u>computer-implemented</u> method of claim 10 wherein each of the advertisement search results have a score.

Claim 8 (currently amended): The <u>computer-implemented</u> method of claim 7 further comprising:

e) scoring, <u>with the computer system</u>, using at least the advertisement search result scores, at least some of the retrieved at least one advertisement.

Claim 9 (currently amended): The <u>computer-implemented</u> method of claim 7 further comprising:

e) scoring, with the computer system, using at least the advertisement search result scores and further using at least one of (1) ad performance information, (2) ad price information (3) advertiser quality information, and (4) user information, at least some of the retrieved at least one advertisement.

Claim 10 (currently amended): A <u>computer-implemented</u> method comprising:

- a) accepting, with a computer system including at least one computer on a network, a search query;
- b) searching, with the computer system, using information from the search query, a searchable data structure including advertiser Web page information to generate advertisement search results;
- c) accepting, with the computer system, the advertisement search results; and

d) retrieving, with the computer system, automatically, independent of end user acts, and responsive to the search query, at least one advertisement using at least a portion of the accepted advertisement search results,

wherein the searchable data structure includes entries, each entry including a term automatically and exclusively extracted from the advertiser Web page information and one or more Web page identifiers, and

wherein the act of retrieving at least one advertisement using at least a portion of the accepted advertisement search results uses Web page identifiers included in the advertisement search results to lookup an advertisement having a landing page corresponding to at least one of the Web page identifiers.

Claim 11 (currently amended): The <u>computer-implemented</u> method of claim 10 wherein the Web page identifiers are used as lookup keys to a database of advertisement information.

Claim 12 (currently amended): The <u>computer-implemented</u> method of claim 10 wherein the at least one advertisement is not one of the accepted search results.

Claims 13-22 (canceled)

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Claim 23 (currently amended): A search engine <u>system including at least one computer</u> on a network, the search engine <u>system comprising</u>:

a) a storage facility storing:

<u>1</u> [[a]]) a first index including information derived from Web pages of the World Wide Web; <u>and</u>

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2 [[b]]) a second index including information automatically derived exclusively from Web pages of advertisers without the need for expressly entered advertiser entered targeting information; and

<u>b</u> [[e]]) a query processor <u>programmed</u> to accept (1) a search query, (2) obtain search results to the search query using the first index, (3) obtain advertisements, automatically, independent of end user acts, and responsive to the search query, using the second index, and (4) output the obtained search results and the obtained advertisements.

Claim 24 (currently amended): Apparatus comprising:

- a) at least one processor;
- b) at least one input device; and
- c [[a]]) a storage facility [[including]] storing:
 - 1) advertisement information including ads; [[, and]]

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2) a searchable data structure including advertiser Web page information generated from information automatically and exclusively extracted from

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the identified advertiser Web pages without the need for expressly entered

advertiser entered targeting information; and

3) processor-executable instructions which, when executed by the at least

one processor, perform a method including

i) [[b) means for]] generating search results using, at least, the

searchable data structure[[;]], and

ii) [[c) means for]] providing one or more ads from the

advertisement information, automatically, independent of end user

acts, and responsive to the search query, using, at least, the

generated search results.

Claim 25 (original): The apparatus of claim 24 wherein the advertisement information

includes records, each record including an ad and an advertiser Web page identifier.

Claim 26 (original): The apparatus of claim 25 wherein the advertiser Website

information included in the searchable data structure is derived from the advertiser Web

page identifiers included in records of the advertisement information.

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Claim 27 (currently amended): The apparatus of claim 24 wherein [[the means for]] providing one or more ads from the advertisement information includes

1) [[means for]] determining at least one Web page identifier from the search results, and

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2) [[means for]] looking up the one or more ads from the advertisement information using the determined at least one Web page indicator.

Claim 28 (currently amended): Apparatus comprising:

- a) at least one processor;
- <u>b</u> [[a]]) an input for accepting a search query; and
- c) one or more storage devices storing processor-executable instructions which, when executed by one or more processors, perform a method including
 - 1) [[b) means for]] searching, using information from the search query, a searchable data structure including advertiser Web page information to generate search results[[;]], and
 - <u>2)</u> [[e) means for]] retrieving, automatically, independent of end user acts, and responsive to the search query, at least one advertisement using at least a portion of the accepted search results,

wherein the at least one advertisement is retrieved from a set of advertiser information, the set of advertiser information including information identifying advertiser Web pages, and

wherein the searchable data structure <u>includes</u> [[including]] advertiser Web page information <u>that</u> is generated from information automatically extracted exclusively from the identified advertiser Web pages without the need for expressly entered advertiser entered targeting information.

Claim 29 (original): The apparatus of claim 28 wherein the searchable data structure is an inverted index.

Claim 30 (original): The apparatus of claim 29 wherein the inverted index includes entries, each entry including a term and one or more Web page identifiers.

Claim 31 (original): The apparatus of claim 29 wherein the inverted index includes entries, each entry including a term and one or more pairs, each pair including a Web page identifier and a term count.

Claim 32 (previously presented): The apparatus of claim 29 wherein the inverted index includes entries, each entry including a term extracted from advertiser Web pages and one or more Web page identifiers that identify advertiser Web pages in which the term appears.

Claim 33 (original): The apparatus of claim 28 wherein the at least one advertisement is retrieved from a set of advertiser information, the set of advertiser information including information identifying advertiser Web pages, and

wherein the searchable data structure including advertiser Web page information includes information extracted exclusively from the identified advertiser Web pages.

Claim 34 (original): The apparatus of claim 28 wherein each of the search results have a score.

Claim 35 (currently amended): The apparatus of claim 34 wherein the method further [[comprising:]] includes

<u>3)</u> [[d) means for]] scoring, using at least the search result scores, at least some of the retrieved at least one advertisement.

Claim 36 (currently amended): The apparatus of claim 34 wherein the method further [[comprising:]] includes

<u>3)</u> [[d) means for]] scoring, using at least the search result scores and further using at least one of (\underline{i} [[4]]) ad performance information, (\underline{ii} [[2]]) ad price information (\underline{iii} [[3]]) advertiser quality information, and (\underline{iv} [[4]]) user information, at least some of the retrieved at least one advertisement.

Claim 37 (currently amended): The apparatus of claim 28 wherein the searchable data structure includes entries, each entry including a term and one or more Web page identifiers, and

wherein [[the means for]] retrieving at least one advertisement using at least a portion of the accepted search results uses Web page identifiers included in the search results.

Claim 38 (original): The apparatus of claim 37 wherein the Web page identifiers are used as lookup keys to a database of advertisement information.

Claim 39 (original): The apparatus of claim 28 wherein the at least one advertisement is not one of the accepted search results.

Claim 40 (currently amended): The apparatus of claim 28 wherein [[the means for]] retrieving at least one advertisement does not consider expressly entered targeting information.

Claim 41 (currently amended): The apparatus of claims 28 wherein [[the means for]] retrieving at least one advertisement does not consider keyword targeting information.

Claim 42 (currently amended): The apparatus of claim 28 wherein the method further [[comprising:]] includes

<u>3)</u> [[d) means for]] generating a document including (<u>i</u> [[4]]) search results determined using the search query and a second searchable data structure, and (<u>ii</u> [[2]])the at least one advertisement.

Claim 43 (original): The apparatus of claim 42 wherein a format of each of the search results is different from a format of each of the at least one advertisement.

Claims 44-49 (canceled)

REASONS FOR ALLOWANCE

The following is an examiner's statement of reasons for allowance:

Arguments present on the appeal brief filed on January 29, 2009 and further submission IDS filed on 5/13/09 have been fully considered and found persuasive; therefore, claims 2-12, 23-43 are allowed.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to DEBBIE M. LE whose telephone number is (571)272-4111. The examiner can normally be reached on 8:30-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Tim Vo can be reached on (571) 272-3642. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/DEBBIE M LE/ Primary Examiner, Art Unit 2168 June 18, 2009